



**U.S. Department of Justice**

*United States Attorney  
Eastern District of New York*

JM:DCW:BDM  
F.#2010R01153

*271 Cadman Plaza East  
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July 27, 2012

ECF and By Interoffice Mail

The Honorable Arthur D. Spatt  
United States District Court  
Eastern District of New York  
100 Federal Plaza  
Central Islip, NY 11722

Re: SEC v. Brian Callahan, et al.  
Civil Docket No. 12-1065 (ADS)

Dear Judge Spatt:

The government respectfully writes in response to the Court's order entered on July 25, 2012 directing the government to advise whether the United States opposes the amendment requested by defendant Brian Callahan to the proposed order staying the above-referenced civil enforcement proceedings. See Order, Dkt. #49; Callahan Memorandum, Dkt. #47; Proposed Stay Order, Dkt. #43, at pp. 3-5.

The United States does not oppose the requested amendment, without prejudice to the government's right to oppose any application seeking release of restrained funds or any other rights that the government may have with respect to such funds.

Thank you for Your Honor's consideration of this submission.

Respectfully submitted,

LORETTA E. LYNCH  
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Eastern District of New York

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cc: By ECF  
All Counsel of Record